

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Rawatee Verling,
Rohit Kumar

(b) County of Residence of First Listed Plaintiff Queens, New York
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Gehi & Associates, 74-09 37th Ave, Suite 205, Jackson
Heights, NY 11372, (718) 263-5999

DEFENDANTS

Ur M. Jadou, et al.

County of Residence of First Listed Defendant
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☐ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

Does this action include a motion for temporary restraining order or order to show cause? Yes ☐ No ☐

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|-----------------------------------------|----------------------------|----------------------------|---------------------------------------------------------------|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input checked="" type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
5 U.S.C. § 555(b)

Brief description of cause:

Action to compel the unreasonably delayed adjudication of an immigration visa application.

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE 08/10/2023 SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

Local Arbitration Rule 83.7 provides that with certain exceptions, actions seeking money damages only in an amount not in excess of \$150,000, exclusive of interest and costs, are eligible for compulsory arbitration. The amount of damages is presumed to be below the threshold amount unless a certification to the contrary is filed.

Case is Eligible for Arbitration ☐

I, Naresh M. Gehi, counsel for Rawalee Verling and Rohit Kumar, do hereby certify that the above captioned civil action is ineligible for compulsory arbitration for the following reason(s):

☐
☒
☐

- monetary damages sought are in excess of \$150,000, exclusive of interest and costs,
the complaint seeks injunctive relief,
the matter is otherwise ineligible for the following reason

DISCLOSURE STATEMENT - FEDERAL RULES CIVIL PROCEDURE 7.1

Identify any parent corporation and any publicly held corporation that owns 10% or more of its stocks:

There is no parent corporation or publicly held company that owns 10% or more of its stock.

RELATED CASE STATEMENT (Section VIII on the Front of this Form)

Please list all cases that are arguably related pursuant to Division of Business Rule 50.3.1 in Section VIII on the front of this form. Rule 50.3.1 (a) provides that "A civil case is "related" to another civil case for purposes of this guideline when, because of the similarity of facts and legal issues or because the cases arise from the same transactions or events, a substantial saving of judicial resources is likely to result from assigning both cases to the same judge and magistrate judge." Rule 50.3.1 (b) provides that "A civil case shall not be deemed "related" to another civil case merely because the civil case: (A) involves identical legal issues, or (B) involves the same parties." Rule 50.3.1 (c) further provides that "Presumptively, and subject to the power of a judge to determine otherwise pursuant to paragraph (d), civil cases shall not be deemed to be "related" unless both cases are still pending before the court."

NY-E DIVISION OF BUSINESS RULE 1(c)

- 1.) Is the civil action being filed in the Eastern District removed from a New York State Court located in Nassau or Suffolk County? ☐ Yes ☒ No
- 2.) If you answered "no" above:
- a) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in Nassau or Suffolk County? ☐ Yes ☒ No
- b) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in the Eastern District? ☒ Yes ☐ No
- c) If this is a Fair Debt Collection Practice Act case, specify the County in which the offending communication was received:

If your answer to question 2 (b) is "No," does the defendant (or a majority of the defendants, if there is more than one) reside in Nassau or Suffolk County, or, in an interpleader action, does the claimant (or a majority of the claimants, if there is more than one) reside in Nassau or Suffolk County? ☐ Yes ☒ No

(Note: A corporation shall be considered a resident of the County in which it has the most significant contacts).

BAR ADMISSION

I am currently admitted in the Eastern District of New York and currently a member in good standing of the bar of this court.

☒

Yes

☐

No

Are you currently the subject of any disciplinary action (s) in this or any other state or federal court?

☐

Yes (If yes, please explain

☒

No

I certify the accuracy of all information provided above.

Signature: 

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

-----X

RAWATEE VERLING,
191 Irving Ave 3R
Brooklyn, NY 11237;

ROHIT KUMAR,
2-112 Blk Number-02
Trilokpuri, Delhi 110091;

Plaintiffs,

-against-

Case No. _____

UR M. JADOU, Director,
National Visa Center,
32 Rochester Ave, Portsmouth, NH 03801;

MIKE HANKEY, Consul General,
U.S. Consulate General, Mumbai,
C-49, G-Block, Bandra Kurla Complex
Bandra East, Mumbai 400051

ANTONY BLINKEN, Secretary of State
of the United States,
2201 C St NW, Washington, DC 20520;

MERRICK GARLAND, Attorney General
of the United States,
950 Pennsylvania Avenue NW,
Washington, DC 20530;

Defendants.

-----X

COMPLAINT FOR A WRIT OF MANDAMUS

INTRODUCTION

1. This is an immigration case. Plaintiffs Rawatee Verling (“Ms. Verling”) and Rohit Kumar (“Mr. Kumar”) (together, “Plaintiffs”) bring this action seeking the Court to compel the Defendants to re-open the adjudication of Ms. Verling’s immigrant visa application (Case #: BMB2020629072), which was improperly denied by the U.S. Embassy in Mumbai. The plaintiff seeks declaratory and injunctive relief.
2. Plaintiffs bring this action before this Court to seek judicial review under the Administrative Procedures Act (“APA”) of the denial of Ms. Verling’s immigrant visa application, and an order that her application be approved. Plaintiffs seek declaratory and injunctive relief.

JURISDICTION AND VENUE

3. This Court has subject matter jurisdiction over this action pursuant to 28 U.S.C. § 1331 (federal question jurisdiction); 28 U.S.C. § 1651 (the All Writs Act); and 28 U.S.C. § 1361 (jurisdiction over actions for mandamus). The Administrative Procedures Act, 5 U.S.C. § 701 et seq, applies to this lawsuit. This Court has original jurisdiction over this action pursuant to 28 U.S.C. § 1361 and under 28 U.S.C. § 1331.
4. Plaintiffs seek to compel action by an officer of the United States to perform a duty owed to Plaintiff, and this court has jurisdiction pursuant to 28 U.S.C. § 1361, under 28 U.S.C. §1331, under the Administrative Procedures Act (“APA”), 5 U.S.C. § 555(b), and the Immigration and Nationality Act (“INA”) codified in Title 8 of the U.S.C. and Title 22 of the Code of Federal Regulations. Insofar as Defendants have unlawfully withheld and

unreasonably delayed action and failed to act as specified below, this court also has jurisdiction under the APA at 5 U.S.C. § 706(1).

5. An actual controversy has arisen and now exists between Plaintiff and Defendants.
6. The venue is proper in this district pursuant to 28 U.S.C. § 1391(e), because Defendants are located in this district.

PARTIES

7. Plaintiff Rawatee Verling resides in Queen County, New York, and is the wife of Mr. Kumar, the adjudication of whose immigrant visa application is unreasonably delayed. She is a United States citizen.
8. Plaintiff Rohit Kumar is a resident of India, where he applied for an immigrant visa as a spouse of a United States citizen, the adjudication of which has been unreasonably delayed.
9. Defendant Ur M. Jadou is the Director of the National Visa Center (NVC); he is being sued in his official capacity..
10. Defendant, Mike Hankey, Consul General, Mumbai, India, is a proper Defendant. Pursuant to 22 C.F.R. § 42.81 a consular office is obligated to act on a visa application.
11. Defendant, Antony Blinken, Secretary of State of the United States, is a proper Defendant as it is his duty to run the Department of State and make sure that all administrative agencies below him are acting effectively and in accordance with the law, which they have failed to do.
12. Defendant, Merrick Garland, Attorney General of the United States, is a proper Defendant as his position is one of legal oversight of the numerous government agencies listed above.

APPLICABLE LAW

13. Judicial review of an agency decision is expressly created under the Administrative Procedures Act (“APA”) where “‘final agency action, for which there is no other adequate remedy in court, is subject to judicial review’ at the behest of ‘a person... adversely affected or aggrieved by agency action.’” *Japan Whaling Ass’n v. Am. Cetacean Soc.*, 478 U.S. 221, 229 n.4, 106 S.Ct. 2860, 92 L.Ed.2d 166 (1986) (quoting 5 U.S.C. §§ 702, 704). The Federal Question Statute, 28 U.S.C. § 1331, confers jurisdiction over the present type of suit, for which the cause of action arises under the APA. *Sharkey v. Quarantillo*, 541 F.3d 75, 84 (2d Cir. 2008).
14. If a consular officer’s decision implicates the constitutional rights of someone residing in the United States, this court has jurisdiction to review that decision, in order to determine whether it was based on a facially legitimate reason. See *Baaghil v. Miller*, 1 F.4th 427, 432 (6th Cir. 2021), citing *Matushkina v. Nielsen*, 877 F.3d 289, 294 (7th Cir. 2017).

STATEMENT OF FACTS

15. Ms. Verling is a U.S. citizen residing in Kings County, New York. She is married to Mr. Kumar, a citizen of India.
16. On July 29, 2019, Ms. Verling filed a Form I-130, Petition for Alien Relative, (“I-130 Petition”) on behalf of her spouse, Mr. Kumar.
17. After adjudicating the legal validity and good faith of the Plaintiffs’ marriage, as well as all other eligibility considerations, U.S. Citizenship and Immigration Services (“USCIS”) approved the I-130 Petition.

18. On the basis of the approved I-130 Petition, which was transferred to the National Visa Center, and from there, to the U.S. Consulate General in Mumbai, India, Mr. Kumar applied for an immigrant visa to the United States.
19. On March 12, 2021, the consular officer reviewing Mr. Kumar's application informed him that the officer required additional proof of his marriage to his spouse, Ms. Verling, and a decision could not be made on his immigrant visa application.
20. The same day, the consular officer issued a 221(g) worksheet, instructing Mr. Kumar to provide three forms of evidence of his marriage: evidence of ongoing communication between him and Ms. Verling; evidence of shared finances; and notarized statements from the Plaintiffs describing how they met and why they decided to get married.
21. On April 27, 2021, Mr. Kumar submitted the following documents in compliance with the consular officer's instructions.
22. Since that date, Mr. Kumar has made numerous inquiries as to the status of his immigrant visa application; he has also been separated from his wife, Ms. Verling, for the entirety of those several years.
23. A decision on Mr. Kumar's immigrant visa application has been unreasonably delayed and improperly withheld.

EXHAUSTION

24. The Plaintiffs have exhausted any and all administrative remedies that may exist. There are no other adequate remedies available to them.

CAUSE OF ACTION

25. Mr. Kumar has a right to have his immigrant visa application adjudicated. Courts have recognized that where a noncitizen has a right to apply for a benefit, there is an

accompanying, nondiscretionary duty to adjudicate that application. *See, e.g., M.J.L. v. McAleenan*, 420 F. Supp. 3d 588, 595 (W.D. Tex. 2019), *Villa v. DHS*, 607 F. Supp. 2d 359, 363 (N.D. N.Y. 2009).

26. The APA requires that, “within a reasonable time, each agency shall proceed to conclude a matter presented to it,” 5 U.S.C. § 555(b), and that “[t]he reviewing court shall...compel agency action unlawfully withheld or unreasonably delayed,” *id.* § 706(1).

27. The consular officer therefore has a non-discretionary duty to adjudicate the immigrant visa application of Mr. Kumar within a reasonable timeframe. *See Patel v. Reno*, 134 F.3d 929, 932-33 (9th Cir. 1997), *Assad v. Holder*, No. 2:13- 00117, 2013 U.S. Dist. LEXIS 156880,*6–10 (D.N.J. Nov.1, 2013).

28. This duty has been breached as a result of the more than two-year delay in adjudicating Mr. Kumar’s immigrant visa application.

29. Based on the foregoing, the Plaintiffs have demonstrated a clear and indisputable right to the relief sought. *In Re Drexel Burnham Lambert Inc.*, 861 F.2d 1307, 1312 (2d Cir. 1988).

PRAYER FOR RELIEF

WHEREFORE, and in light of the foregoing, Plaintiffs pray:

- (a) That the Court assume jurisdiction herein;
- (b) That the Court compel the Defendants and those acting under them to expeditiously re-adjudicate Mrs. Shardeen’s immigrant visa application provision under the appropriate provision of law, and provide a facially legitimate adjudication;
- c. That the Court award Plaintiffs' reasonable attorneys' and court fees; and
- d. That the court grant such other and further relief as the Court deems appropriate and just.

Date: Queens, New York
August 10, 2023

Respectfully submitted,

/s/ Naresh M. Gehi

Naresh M. Gehi, Esq.,
Law Offices of Gehi & Associates
Attorney for Plaintiffs
74-09 37th Ave, Ste 205,
Jackson Heights, NY 11372
Ph.: 7182635999

VERIFICATION

STATE OF NEW YORK)
) ss.
COUNTY OF KINGS)

RAWATEE VERLING being duly sworn, deposes and says that I am the plaintiff in this action, that I have read the foregoing complaint and know the contents thereof, and the same are true to my knowledge, information and belief.

Rawatee Verling
RAWATEE VERLING
Plaintiff

Subscribed and sworn to before me
On 08/10/2023, 2023



Notary Public
My commission expires on

FOLASADE ADEKEMI AJASA
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 02AJ6412614
Qualified in Queens County
My Commission Expires: 01/04/2025

Eastern District of New York

RAWATEE VERLING,
ROHIT KUMAR,

Plaintiff(s)

V.

UR M. JADOU, Director, National Visa Center, et al.,

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* ANTONY BLINKEN, SECRETARY OF STATE
OF THE UNITED STATES;
U.S. Department of State
The Executive Office
Office of Legal Advisor, Suite 5.600
600 19th Street NW
Washington, DC 20522

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Naresh M. Gehi, Esq.
Gehi & Associates,
74-09 37th Ave, Suite 205,
Jackson Heights, NY 11372

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DOUGLAS C. PALMER
CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc: _____

Eastern District of New York

RAWATEE VERLING,
ROHIT KUMAR,

Plaintiff(s)

 \mathbf{v}_i

UR M. JADOU, Director, National Visa Center, et al.,

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* ANTONY BLINKEN, SECRETARY OF STATE
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600 19th Street NW
Washington, DC 20522

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Naresh M. Gehi, Esq.
Gehi & Associates,
74-09 37th Ave, Suite 205,
Jackson Heights, NY 11372

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DOUGLAS C. PALMER
CLERK OF COURT

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Signature of Clerk or Deputy Clerk

Civil Action No. _____

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☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
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☐ Other *(specify)*: _____

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I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

Eastern District of New York

RAWATEE VERLING,
ROHIT KUMAR,

Plaintiff(s)

V.

UR M. JADOU, Director, National Visa Center, et al.,

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) **MIKE HANKEY, Consul General,
U.S. Consulate General, Mumbai,
C-49, G-Block, Bandra Kurla Complex
Bandra East, Mumbai 400051**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Naresh M. Gehi, Esq.

Naresh M. Gehi, Esq.
Gehi & Associates,
74-09 37th Ave, Suite 205,
Jackson Heights, NY 11372

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DOUGLAS C. PALMER
CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

Civil Action No. _____

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 _____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of New York

RAWATEE VERLING,
ROHIT KUMAR,

Plaintiff(s)

v.

UR M. JADOU, Director, National Visa Center, et al.,

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* MERRICK GARLAND, Attorney General
of the United States,
950 Pennsylvania Avenue NW,
Washington, DC 20530

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Naresh M. Gehi, Esq.
Gehi & Associates,
74-09 37th Ave, Suite 205,
Jackson Heights, NY 11372

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DOUGLAS C. PALMER
CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

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_____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc: